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*Attorneys for Third-Party Defendant  
The Receivables Exchange, LLC*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ICICI BANK UK PLC,

Plaintiff,

- against -

CARGILL, INCORPORATED and CARGILL  
FINANCIAL SERVICES INTERNATIONAL,  
INC.,

Defendant.

CARGILL, INCORPORATED and CARGILL  
FINANCIAL SERVICES INTERNATIONAL,  
INC.,

Third-Party Plaintiffs,

- against -

THE RECEIVABLES EXCHANGE, LLC,

Third-Party Defendant.

Case No. 15-5379 (VEC)

**DECLARATION IN SUPPORT  
OF MOTION TO DISMISS**

STATE OF NEW YORK,  
COUNTY OF NEW YORK.

MICHAEL GONIK, pursuant to 28 U.S.C. § 1746, declares under penalty  
of perjury as follows:

1. I am a Managing Director of Third-Party Defendant The Receivables Exchange, LLC ("TRE"). I make this declaration in support of TRE's motion to dismiss the third-party complaint of Defendants/Third-Party Plaintiffs Cargill, Incorporated and Cargill Financial Services, Inc. (together, "Cargill"). I make this declaration based on TRE's books and records maintained in the ordinary course of business.

2. Attached as Exhibit A is a true and correct copy of the Corporate Seller Program Agreement effective as of November 8, 2012 by and between Cargill and TRE, including its Exhibits and Amendment No. 1.

I declare under penalty of perjury that the foregoing is true and correct.

October 6, 2015

  
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MICHAEL GONIK